



MEMORANDUM
Harvey Ruvin
Clerk of the Circuit and County Courts
Clerk of the Board of County Commissioners
Miami-Dade County, Florida
(305) 375-5126
(305) 375-2484 FAX
www.miami-dadeclerk.com

GOE
Agenda Item No. 6A

TO: Honorable Chairwoman Natacha Seijas
and Members, Governmental Operations
and Environment Committee

DATE: September 11, 2007

FROM: Kay M. Sullivan
Director, Clerk of the Board Division

SUBJECT: Approval of Commission
Committee Minutes

Kay Sullivan

The Clerk of the Board's office is submitting the following Clerk's Summary of Minutes for approval by the Governmental Operations and Environment Committee:

July 11, 2007

KMS/sr
Attachment



Stephen P. Clark
Government Center
111 N.W. 1st Street
Miami, FL 33128

CLERK'S SUMMARY OF
Meeting Minutes
Governmental Operations and Environment
Committee

Natacha Seijas (13) Chair; Jose "Pepe" Diaz (12) Vice Chair; Commissioners Audrey M. Edmonson (3), Carlos A. Gimenez (7), Joe A. Martinez (11), and Dorrin D. Rolle (2)

Wednesday, July 11, 2007

9:30 AM

COMMISSION CHAMBERS

Members Present: Jose "Pepe" Diaz, Audrey M. Edmonson, Carlos A. Gimenez, Joe A. Martinez, Dorrin Rolle, Natacha Seijas.

Members Absent: None.

Members Late: None.

Members Excused: None.

Members Absent County Business: None.

1 MINUTES PREPARED BY

Report: *Scott Rappleye, Commission Reporter,*
(305) 375-5108

2

1C **ROLL CALL**

Report: *The following staff members were present:
Assistant County Managers Roger Carlton and
Alina Hudak; Assistant County Attorneys Joni
Armstrong-Coffey, Hugo Benitez, Henry Gillman,
and Oren Rosenthal; and Deputy Clerks Doris
Dickens and Scott Rappleye.*

CHANGES TO TODAY'S COMMITTEE AGENDA

*Assistant County Attorney Joni Armstrong-Coffey
noted the changes listed in the County Manager's
Memorandum entitled "Requested Changes to the
Governmental Operations and Environment
Committee Agenda," dated July 11, 2007.*

*Chairwoman Seijas requested Agenda Items 3A
and 3F be deferred indefinitely.*

*It was moved by Commissioner Gimenez that the
changes in the County Manager's memorandum
be approved as noted by Assistant County
Attorney Armstrong-Coffey, along with the
additional changes requested by Chairwoman
Seijas. This motion was seconded by
Commissioner Edmonson, and upon being put to a
vote, passed by a vote of 4-0 (Commissioners Diaz
and Martinez were absent).*

1D **CHAIRPERSON**

1D1

071985 Report

REMARKS FROM CHAIRPERSON SEIJAS

Presented

Report: *Commissioner Seijas asked Assistant County Manager Roger Carlton to compile a Status Report of all the projects that have been completed, all the projects that have been proposed, and all the departments that have been involved for the three (3) "Energy Conservation Performance Program" contracts approved by the Board in 1998, and to present the report to the Governmental Operations and Environment Committee on September 11, 2007.*

She asked the committee members to allow staff to present the add-on items and to consider moving those items without a recommendation if the committee felt they were not ready to move them with a recommendation after the discussion.

2 DEPARTMENT(S)

2A

071879 Request to Advertise

REQUEST TO ADVERTISE FOR CHAPMAN FIELD
WETLANDS RESTORATION PROJECT - PROJECT NO:
200512457-R; CONTRACT NO: 200512457-R (Department
of Environmental Resources Management)

*Forwarded to BCC with a favorable
recommendation*

Mover: GImenez

Seconder: Edmonson

Vote: 4-0

Absent: Martinez, Diaz

Report: *Assistant County Attorney Armstrong-Coffey read the foregoing proposed request to advertise into the record.*

In response to Chairwoman Seijas' question regarding why no Community Small Business Enterprise goals were included in this contract, Mr. Carlos Espinosa, Director, Department of Environmental Resources Management, noted this project was funded by Federal Funds.

Hearing no other questions or comments, the Committee proceeded to vote.

2B

071982 Resolution

RESOLUTION ACCEPTING "ASSIGNMENT OF OPTION TO PURCHASE" APPROXIMATELY 9.916 ACRES OF SOUTH DADE WETLANDS PROJECT WITHIN THE ENVIRONMENTALLY ENDANGERED LANDS PROGRAM ACQUISITION SITE WITH THE NATURE CONSERVANCY AS ASSIGNOR, MIAMI-DADE COUNTY AS ASSIGNEE, AND RAMIRO AND SANDRA ALFARO AS SELLERS; AND AUTHORIZING THE COUNTY MAYOR OR HIS DESIGNEE TO EXERCISE PROVISIONS CONTAINED THEREIN (Department of Environmental Resources Management)

Forwarded to BCC with a favorable recommendation

Mover: GImenez

Seconded: Edmonson

Vote: 4-0

Absent: Diaz, Martinez

2B SUPPLEMENT

072137 Supplement

SUPPLEMENTAL INFORMATION FOR TWO (2) SOUTH DADE WETLANDS PURCHASES [SEE AGENDA ITEM NO. 2C]

Report Received

2C

071984 Resolution

RESOLUTION ACCEPTING "ASSIGNMENT OF OPTION TO PURCHASE" APPROXIMATELY 10 ACRES OF SOUTH DADE WETLANDS PROJECT WITHIN THE ENVIRONMENTALLY ENDANGERED LANDS PROGRAM ACQUISITION SITE WITH THE NATURE CONSERVANCY AS ASSIGNOR, MIAMI-DADE COUNTY AS ASSIGNEE, AND UNITED WAY OF MIAMI-DADE AS SELLER; AND AUTHORIZING THE COUNTY MAYOR OR HIS DESIGNEE TO EXERCISE PROVISIONS CONTAINED THEREIN [SEE AGENDA ITEM NO. 2B SUPPLEMENT] (Department of Environmental Resources Management)

Amended

Report: *See Report Under Agenda Item 2C AMENDED, Legislative File No. 072464.*

2C AMENDED

072464 Resolution

RESOLUTION ACCEPTING "ASSIGNMENT OF OPTION TO PURCHASE" APPROXIMATELY 10 ACRES OF SOUTH DADE WETLANDS PROJECT WITHIN THE ENVIRONMENTALLY ENDANGERED LANDS PROGRAM ACQUISITION SITE WITH THE NATURE CONSERVANCY AS ASSIGNOR, MIAMI-DADE COUNTY AS ASSIGNEE, AND UNITED WAY OF MIAMI-DADE AS SELLER; AND AUTHORIZING THE COUNTY MAYOR OR HIS DESIGNEE TO EXERCISE PROVISIONS CONTAINED THEREIN [SEE ORIGINAL ITEM UNDER FILE NO. 071984] (Department of Environmental Resources Management)

Forwarded to BCC with a favorable recommendation with committee amendment(s)

Mover: Gimenez

Seconder: Edmonson

Vote: 4-0

Absent: Diaz, Martinez

Report: *Assistant County Attorney Armstrong-Coffey read the foregoing proposed resolution into the record.*

Pursuant to a requested amendment by Mr. Carlos Espinosa, Director, Department of Environmental Resources Management, it was moved by Commissioner Gimenez that this proposed resolution be forwarded to the County Commission with a favorable recommendation with committee amendment(s) to extend the time to October 22, 2007. This motion was seconded by Commissioner Edmonson.

2D

071981 Resolution

RESOLUTION AUTHORIZING THE EXECUTION OF AN INTERLOCAL AGREEMENT BETWEEN CO-PERMITTEES NAMED IN THE NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM PERMIT NO. FLS000003 AND MIAMI-DADE COUNTY PROVIDING FOR PERFORMANCE OF PROFESSIONAL SERVICES BY MIAMI-DADE COUNTY; ESTABLISHING RESPONSIBILITY FOR THE CONTROL OF POLLUTANT DISCHARGES AMONG ALL CO-PERMITTEES IN SHARED MUNICIPAL SEPARATE STORM SEWER SYSTEMS; AND AUTHORIZING THE COUNTY MANAGER TO EXERCISE ANY AND ALL OTHER RIGHTS CONTAINED THEREIN (Department of Environmental Resources Management)

Forwarded to BCC with a favorable recommendation

Mover: Gimenez

Seconder: Edmonson

Vote: 4-0

Absent: Martinez, Diaz

2E

071980 Resolution

RESOLUTION AUTHORIZING EXECUTION OF AN AGREEMENT WITH THE SOUTH FLORIDA WATER MANAGEMENT DISTRICT FOR EVERGLADES WATERSHED WATER QUALITY SAMPLING IN MIAMI-DADE COUNTY; AND AUTHORIZING THE COUNTY MAYOR OR HIS DESIGNEE TO EXERCISE ANY AND ALL PROVISIONS CONTAINED THEREIN (Department of Environmental Resources Management)

Forwarded to BCC with a favorable recommendation

Mover: GImenez

Seconder: Edmonson

Vote: 4-0

Absent: Martinez, Diaz

2F

071967 Resolution

RESOLUTION AUTHORIZING THE APPLICATION FOR A SECTION 105 GRANT WITH THE ENVIRONMENTAL PROTECTION AGENCY AND THE SUBSEQUENT ACCEPTANCE AND EXPENDITURE OF GRANT FUNDS (Department of Environmental Resources Management)

Forwarded to BCC with a favorable recommendation

Mover: GImenez

Seconder: Edmonson

Vote: 4-0

Absent: Martinez, Diaz

2G

071974 Resolution

RESOLUTION AUTHORIZING THE COUNTY MAYOR TO AWARD FOUR CONTRACTS FOR PRINTING, COPYING EQUIPMENT AND VOTING EQUIPMENT ITEMS FOR GENERAL SERVICES ADMINISTRATION AND THE ELECTIONS DEPARTMENT IN AUGUST DURING THE BOARD RECESS (Procurement Management Department)

Amended

Report: *See Report Under Agenda Item 2G AMENDED #1, Legislative File No. 072222, and Agenda Item 2G AMENDED #2, Legislative File No. 072225.*

2G AMENDED #1

072222 Resolution

RESOLUTION AUTHORIZING THE COUNTY MAYOR TO RECOMMEND THREE CONTRACTS FOR PRINTING, COPYING EQUIPMENT AND VOTING EQUIPMENT ITEMS FOR GENERAL SERVICES ADMINISTRATION AND THE ELECTIONS DEPARTMENT[SEE ORIGINAL ITEM UNDER FILE NO. 071974] (Procurement Management Department)

Forwarded to the BCC by the BCC Chairperson with favorable recommendation with committee amendments
Mover: Diaz
Second: Rolle
Vote: 6-0

Report: *It was moved by Commissioner Diaz that the foregoing proposed resolution be forwarded to the County Commission with a favorable recommendation, with committee amendment(s) to bifurcate the recommendation to authorize the County Manager to purchase new equipment on hand written page one (1), last paragraph. This motion was seconded by Commissioner Rolle.*

Chairwoman Seijas noted she would prepare a memorandum requesting that Chairman Barreiro waive the Board's Rules and Procedures to allow this proposed resolution to be considered at the July 24, 2007, County Commission Meeting.

(See Report Under Agenda Item 2G AMENDED #2, Legislative File No. 072225.)

2G AMENDED #2

072225 Resolution

RESOLUTION WAIVING FORMAL BID PROCEDURES AND BID PROTEST PROCEDURES FOR THE PURCHASE OF OPTICAL SCAN EQUIPMENT, AND AUTHORIZING THE COUNTY MAYOR TO NEGOTIATE WITH VENDORS WHO ARE CERTIFIED BY THE STATE OF FLORIDA TO PROVIDE SUCH EQUIPMENT (Procurement Management Department)

Forwarded to the BCC by the BCC Chairperson with favorable recommendation with committee amendments
Mover: Diaz
Second: Rolle
Vote: 6-0

Report: *Assistant County Attorney Armstrong-Coffey read the foregoing proposed resolution into the record.*

Mr. Lester Sola, Supervisor of Elections, Elections Department, noted that the lead time for the General Services Administration (GSA) Print Shop equipment would be approximately six (6) months and that the set up timeframe would be three (3) months. He clarified the intent of this proposed resolution was for authorization to advertise and negotiate these contracts and to come before the Board on September 4, 2007, for review and approval of the contracts. He emphasized that this proposal was not asking for authorization to award these contracts during the August recess.

Commissioner Gimenez expressed concern regarding the sense of urgency in the memorandum entitled "Resolution Authorizing the County Mayor to Award Contracts during the Board Recess in August in Preparation for the 2008 Election Cycle."

In response to Commissioner Gimenez's inquiry concerning the sense of urgency, Mr. Sola explained the memorandum encompassed the entire components needed by the Elections Department (Elections). He noted that Elections was in a sense of urgency to procure voting equipment because Elections currently used the GSA Print Shop to print the ballots, and the GSA Print Shop needed to increase its capacity for Elections to continue using it.

Commissioner Gimenez expressed concern regarding the recommendation that only one vendor was capable of providing the voting equipment.

Mr. Sola clarified that a voting system included the software to program an election, the ballots, and the optical scanners; that optical scanners from a different vendor could not interact with the

existing software; and that Elections recommended the County use the existing vendor to minimize the cost of conversion.

Following further discussion regarding the number of recommended vendors, Commissioner Gimenez expressed concern that this memorandum intended to lead the Commission down a path.

Commissioner Martinez pointed out that Sarasota County had used ES&S the same vendor as the County for its election equipment; that Sarasota County had bought optical scanners from Diebold; and that Sarasota County appeared to have integrated its software with Diebold's optical scanners.

Mr. Sola clarified that Sarasota County changed its entire voting system and that the Diebold optical scanners did not interface with ES&S's software.

Discussion ensued regarding the intent and the voting booth aspect of this proposed resolution.

Commissioner Gimenez asked Assistant County Manager Hudak and Mr. Sola to provide him with the name(s) of the individual(s) who wrote the County Manager's memorandum entitled "Resolution Authorizing the County Mayor to Award Contracts During the Board Recess in August in Preparation for the 2008 Election Cycle."

Assistant County Manager Hudak said Mr. Sola, Ms. Miriam Singer, Director, Procurement Management Department, GSA, herself, and their staffs wrote the memorandum. She noted the County experienced an election crisis in 2002 when it had limited time to transition to new voting equipment and the intent of this proposed resolution was to do everything possible to be ready for the 2008 elections.

Following Commissioner Gimenez's explanation that he preferred to have the County Administration provide the Commission with the facts in lieu of lead them down a path, Mr. Sola clarified his recommendation was for the Commission to authorize the County Administration to advertise the contracts and to enter into negotiations with the vendors and to waive the competitive bid process for the optical scanner contract.

In response to Chairwoman Seijas' question regarding the bid waiver, Assistant County Attorney Oren Rosenthal advised that a bid waiver required a recommendation from the County Manager and a 2/3 majority vote from the Commission.

Mr. Sola further clarified that his recommendation was the following:

- For the "Lease-Purchase of three Black & White High Speed Digital Production Printers" contract; to negotiate with the successful bidder and present the award for approval before the Board in September;*
- For the "Purchase of Lithographic Printing Press" contract; to negotiate with the successful bidder and to present the award for approval before the Board in September; and*
- For the "Purchase of New Equipment" (Optical Scanners) contract; to waive the formal bid process and present the award for approval before the Board in September.*

Following discussion regarding the advantages of using ES&S optical scanners, Commissioner Gimenez noted that notwithstanding the advantages of staying with ES&S, he preferred to change vendors if it would be more cost effective and user friendly; and that he would be uncomfortable without a competitive process.

Commissioner Edmonson noted that the County Administration needed to justify its recommendations and that a competitive bid process would provide the County protection from public criticism if problems arose.

Mr. Sola noted that he felt the ES&S equipment was the best. He explained that two other vendors in Florida provided voting equipment; that the ES&S optical scanner was being certified to interface with voters in the languages and with the message size that the County wanted; that one of the other vendors could not tabulate absentee ballots; and that the third vendor had a small LCD display. He noted that the County was also driven by time constraints; that the County wanted to have the equipment early enough to use during municipal elections prior to the August 2008 election.

Commissioner Martinez noted he could not support the contract for voting booths and for new equipment with the bid waiver.

Responding to Commissioner Rolle's inquiry regarding alternatives to the bid waiver, Mr. Sola pointed out the proposal to waive the competitive bid process was a recommendation and it could follow the normal bid process. He said he did not think the County had time to follow the normal bid process; and that they could not wait until August 2008 to deploy the new system. He further noted the GSA print shop might not be able to print ballots with another vendor's voting equipment.

Following comments by Commissioner Diaz regarding the need for a competitive bid process, Chairwoman Seijas suggested the Committee amend this proposed resolution to waive the competitive bid process and authorize the County Manager to negotiate with all vendors certified in the State of Florida and bring a recommendation to the County Commission in September 2007.

Commissioner Gimenez asked that a member of the Office of the Commission Auditor be included in the negotiations.

In response to Commissioner Martinez's concern that the County Administration would only negotiate with one vendor, Mr. Sola clarified that the County would negotiate with ES&S for optical scanners and with other vendors for the entire voting system.

Following further discussion regarding the competitive negotiations, Commissioner Martinez pointed out that ES&S was still developing their trilingual optical scanner.

Commissioner Gimenez asked Mr. Sola to consider as part of the negotiations the initial purchase price versus the future operating expenses for each election for each vendor's system.

Responding to Chairwoman Seijas' inquiry regarding the amount of time involved with bid protests, Assistant County Attorney Rosenthal noted that if the Commission had a competitive process with a recommendation, the vendors would have three (3) days to file an intent to bid protest, and if a vendor filed an intent to bid protest it would require at least 10 more days before the recommendation could come before the Board.

Following further discussion concerning

Commissioner Seijas' proposed amendment, it was moved by Commissioner Diaz that the foregoing proposed resolution be forwarded to the County Commission with a favorable recommendation with committee amendment(s) to bifurcate the recommendation to authorize the County Manager to purchase new equipment on hand written page one (1), last paragraph; to waive the competitive bid process and authorize the County Manager to negotiate with all Florida vendors certified in three languages; to submit his recommendations at the September 4, 2007, County Commission meeting; to waive the bid protest period; to include representative(s) from the Office of the Commission Auditor in the negotiations; to provide Small Business participation goals; and to consider as part of the negotiations, the initial purchase price versus the future operating expenses for each election for each vendor's system. This motion was seconded by Commissioner Rolle.

Hearing no other questions or comments, the Committee proceeded to vote.

Chairwoman Seijas noted she would prepare a memorandum requesting that Chairman Barreiro waive the Board's Rules and Procedures to allow this proposed resolution to be considered at the July 24, 2007, County Commission Meeting.

2G SUPPLEMENT**072134 Supplement**

**SUPPLEMENTAL INFORMATION REGARDING AWARD
CONTRACTS DURING THE BOARD RECESS IN
AUGUST IN PREPARATION FOR THE 2008 ELECTION
CYCLE**

Report Received

2H

072031 Bid Awards

PROJECT AWARD RECOMMENDATION IN THE AMOUNT OF \$999,418.18 BETWEEN FOUNTAIN ENGINEERING, INC. AND MIAMI-DADE COUNTY FOR THE SW 157 AVENUE DRAINAGE IMPROVEMENT PROJECT, LOCATED WITHIN COMMISSION DISTRICT 11 - PROJECT NO.: 1-70094GOB; CONTRACT NO: GOB05050 (Public Works Department)

Forwarded to BCC without a recommendation

Mover: Martinez

Second: Diaz

Vote: 6-0

Report: *Assistant County Attorney Armstrong-Coffey read the foregoing proposed bid award into the record.*

Commissioner Gimenez questioned what would be the impact if the Court decided that the land for constructing the canal in this proposed bid award did not belong to the County.

Commissioner Martinez clarified that the County attempted to deed the land to the Master Association for the residents in Lakes of the Meadows; that the Master Association did not accept the County's offer to deed the land; and that the residents' case had been rejected once already and it was being appealed.

In response to Commissioner Gimenez's questions regarding litigation over the land for the canal, an unidentified Public Works representative noted the residents opposed the canal project because they opposed losing the land.

Following Commissioner Gimenez's question whether the residents could require the County to fill the canal if they won the lawsuit, Commissioner Diaz noted the County could conserve the rights under the land.

Responding to Commissioner Martinez's suggestion that the County Commission could award the contract and delay starting the project until the Court made a decision, an unidentified Public Works representative pointed out the County did not control the hearing date and the contractor could start blaming the County for costs incurred.

Commissioner Martinez clarified that he suggested the County Commission could just authorize the County Administration to award the contract and the County Administration could wait to award it until the litigation was finished.

In response to Commissioner Edmonson's inquiry regarding squatter's rights, Assistant County Attorney Armstrong-Coffey advised that a statutory provision existed in which abutting land owners were allowed to take the land if the County did not use it within a certain timeframe. She noted that the County could condemn the land. She said the County Attorney's Office would be prepared to provide more information regarding the litigation concerning this proposal at the next meeting when this item was considered.

Commissioner Edmonson questioned how long the residents had been squatting on this land.

An unidentified Public Works representative explained that the Department of Environmental Resources Management (DERM) issued a permit allowing the residents to fence in the land; and that each resident signed the permit with a condition that they would release the land to the County within 60 days of notice when the County needed the land to construct the canal.

Pursuant to Commissioner Rolle's request, Ms. Ester Calas, Director, Public Works Department, explained Fountain Engineering, Inc. had a problem with a subcontractor on a DERM project. She said the Water and Sewer Department was very satisfied with the work that Fountain Engineering, Inc. was currently doing.

Commissioner Seijas asked Ms. Calas to provide the name of the subcontractor used by Fountain Engineering, Inc. who was responsible for the low performance rating from DERM.

Following further discussion regarding the low performance rating from DERM, Commissioner Rolle asked Ms. Calas to provide a copy of DERM's evaluation of Fountain Engineering, Inc. and its subcontractors.

Following further discussion, the Committee proceeded to vote.

21

072032 Resolution

RESOLUTION RAISING THE ESTABLISHED AGGREGATE FUNDING FOR THE MISCELLANEOUS CONSTRUCTION CONTRACTS (MCC) MANAGED BY THE OFFICE OF CAPITAL IMPROVEMENTS (OCI) (CICC7040-0/07 AND CICC7360-0/08), FOR THE PURPOSE OF ALLOWING THE PUBLIC WORKS DEPARTMENT (PWD) TO UTILIZE MCC TO COMPLETE PWD CAPITAL CONSTRUCTION PROJECTS PREVIOUSLY APPROVED BY THE BOARD OF COUNTY COMMISSIONERS AND CONTAINED IN MIAMI-DADE COUNTY'S MULTI-YEAR CAPITAL PLAN (Public Works Department)

Forwarded to the BCC by the BCC Chairperson with a favorable recommendation

Mover: Rolle

Seconder: Edmonson

Vote: 6-0

Report: *Assistant County Attorney Armstrong-Coffey read the foregoing proposed resolution into the record.*

Responding to Commissioner Gimenez's questions concerning the intent of this proposed resolution, Ms. Ester Calas, Director, Public Works Department, explained that this proposed resolution would raise the established aggregate funding for the miscellaneous construction contracts (MCC) to \$5 million per month for the Public Works Department. She noted that these contracts enabled the Public Works Department to expedite many projects. She said that Public Works was currently accessing the unused allocations of other departments, and Public Works was limited to \$1 million per contract.

Mr. Roger Hernstadt, Director, Office of Capital Improvements, clarified that the \$5 million allowance per month would be effective until a new MCC was approved, or the existing MCC was terminated or extended in October 2007.

Hearing no other questions or comments, the Committee proceeded to vote.

Commissioner Seijas asked the Assistant County Manager to provide a report reflecting the Community Small Business Enterprise participation goals included in this proposed resolution before it was considered by the County Commission.

Chairwoman Seijas noted she would prepare a memorandum requesting that Chairman Barreiro waive the Board's Rules and Procedures to allow this proposed resolution to be considered at the July 24, 2007, County Commission Meeting.

14

2J

072019 Resolution

RESOLUTION GRANTING PETITION TO CLOSE NW 73 STREET, FROM NW 27 AVENUE EAST FOR 120 FEET (ROAD CLOSING PETITION NO. P-839) (Public Works Department)

Forwarded to BCC with a favorable recommendation

Mover: Martinez

Seconder: Diaz

Vote: 5-0

Absent: Edmonson

2K

072016 Resolution

RESOLUTION GRANTING PETITION TO CLOSE NW 142 AVENUE, FROM NW 138 STREET TO NW 162 STREET; NW 137 AVENUE, FROM NW 154 STREET NORTH TO THE SOUTH LINE OF TRACT 3 OF SAID SECTION 15; NW 146 STREET, FROM NW 137 AVENUE WEST TO A LINE 470 FEET EAST OF NW 147 AVENUE; NW 154 STREET, FROM NW 137 AVENUE WEST TO A LINE 1,420 FEET EAST OF NW 147 AVENUE; NW 162 STREET, FROM NW 137 AVENUE WEST TO A LINE 1,420 FEET EAST OF NW 147 AVENUE (ROAD CLOSING PETITION NO. P-819) (Public Works Department)

Forwarded to BCC with a favorable recommendation

Mover: Martinez

Seconder: Diaz

Vote: 5-0

Absent: Edmonson

2L

072009 Resolution

RESOLUTION AUTHORIZING EXECUTION OF A TRI-PARTY AGREEMENT AMONG MIAMI-DADE COUNTY, THE STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION, AND CSX TRANSPORTATION, INC. FOR THE INSTALLATION OF RAILROAD CROSSING PROTECTIVE DEVICES AT NW NORTH RIVER DRIVE, IN THE VICINITY OF NW 38 AVENUE (Public Works Department)

Forwarded to BCC with a favorable recommendation

Mover: Martinez

Seconder: Diaz

Vote: 5-0

Absent: Edmonson

2M

072056 Resolution

RESOLUTION AUTHORIZING THE PUBLIC WORKS DEPARTMENT (PWD) TO TERMINATE FOR CONVENIENCE A CONTRACT WITH BUDGET CONSTRUCTION CO., INC., TITLED NW 87 AVENUE FROM NW 162 STREET TO NW 170 STREET (PWD PROJECT NO. 20060084), AND AUTHORIZING PWD TO NEGOTIATE AND SETTLE ANY CLAIMS RESULTING FROM THIS ACTION [SEE AGENDA ITEM NO. 7E] (Public Works Department)

Forwarded to the BCC by the BCC Chairperson with a favorable recommendation

Mover: Martinez

Seconder: Diaz

Vote: 5-0

Absent: Edmonson

Report: *Chairwoman Seijas noted she would prepare a memorandum requesting that Chairman Barreiro waive the Board's Rules and Procedures to allow this proposed resolution to be considered at the July 24, 2007, County Commission Meeting.*

2N

072045 Change Orders

CHANGE ORDER NO. 2 FOR PROACTIVE STREET
LIGHT MAINTENANCE CONTRACT - ZONE B
CONTRACT NO. 20050048

(Public Works Department)

*Forwarded to the BCC by the BCC
Chairperson with a favorable
recommendation*

Mover: Diaz

Seconder: Edmonson

Vote: 6-0

Report: *Hearing no objection, the Committee proceeded to
consider Agenda Items 2N, 2O, and 2P
simultaneously.*

*Assistant County Attorney Armstrong-Coffey read
the foregoing proposed change orders into the
record.*

*It was moved by Commissioner Gimenez that these
proposed change orders be forwarded with a
favorable recommendation. This motion was
seconded by Commissioner Diaz.*

*Commissioner Rolle expressed concern regarding
the amount of these change orders.*

*Ms. Ester Calas, Director, Public Works
Department, noted the change orders were a result
of the increase in street lights and the annual
adjustment in price tied to the U.S. Department of
Labor's Consumer Price Index (CPI).*

*Responding to Commissioner Rolle's questions
regarding Community Small Business Enterprise
(CSBE) and Disadvantage Business Enterprise
(DBE) goals for Agenda Items 2N and 2O, Ms.
Calas clarified that these proposed change orders
were for maintenance contracts and did not have
CSBE and DBE goals and that staff was looking
for a way to include these goals in the future.*

*Ms. Penelope Townsley, Small Business Affairs,
pointed out that the issue of funds in a change
order going to CSBEs and DBEs was part of the
change order review process.*

*In response to Commissioner Edmonson's
question regarding whether Agenda Item 2P was a
change order or a settlement agreement, Mr. John
Renfrow, Director, Water and Sewer Department,
clarified this Agenda Item was a settlement
agreement presented as a change order.*

Commissioner Rolle questioned the CSBE goal for

Agenda Item 2P.

Ms. Townsley noted that the CSBE goal was 8%, or \$1.9 million, and that \$5.5 million had been achieved.

Hearing no other questions or comments, the Committee proceeded to vote.

Chairwoman Seijas noted she would prepare a memorandum requesting that Chairman Barreiro waive the Board's Rules and Procedures to allow this proposed change order to be considered at the July 24, 2007, County Commission Meeting.

20

072048 Change Orders

CHANGE ORDER NO. 2 FOR PROACTIVE STREET LIGHT MAINTENANCE CONTRACT - ZONE A
CONTRACT NO. 20050031

(Public Works Department)

*Forwarded to the BCC by the BCC
Chairperson with a favorable
recommendation
Mover: Diaz
Seconder: Edmonson
Vote: 6-0*

Report: *Chairwoman Seijas noted she would prepare a memorandum requesting that Chairman Barreiro waive the Board's Rules and Procedures to allow this proposed change order to be considered at the July 24, 2007, County Commission Meeting.*

(See Report Under Agenda Item 2N, Legislative File No. 072045.)

2P

071956 Change Orders

CHANGE ORDER NO. 1 AND FINAL FOR JOHN E. PRESTON WATER TREATMENT PLANT SOFTENERS NO. 7 AND NO. 8 DISINFECTANT/DISINFECTION BY-PRODUCTS CONTRACT NO.: W-665B. PROJECT LOCATION: 1100 WEST 2ND AVENUE CITY OF HIALEAH, FL. CONTRACTOR: UNITED ENGINEERING CORP. (Water & Sewer Department)

*Forwarded to the BCC by the BCC
Chairperson with a favorable
recommendation
Mover: Diaz
Seconder: Edmonson
Vote: 6-0*

Report: *Chairwoman Seijas noted she would prepare a memorandum requesting that Chairman Barreiro waive the Board's Rules and Procedures to allow this proposed change order to be considered at the July 24, 2007, County Commission Meeting.*

(See Report Under Agenda Item 2N, Legislative File No. 072045.)

2Q

072021 Resolution

RESOLUTION APPROVING THE EXECUTION OF AN AGREEMENT WITH THE VILLAGE OF KEY BISCAYNE PROVIDING FOR THE INSTALLATION OF WASTEWATER AND WATER FACILITY IMPROVEMENTS AND WATER RECLAMATION FACILITIES (Water & Sewer Department)

Forwarded to BCC with a favorable recommendation

Mover: Diaz

Seconder: Edmonson

Vote: 6-0

2R

072024 Resolution

RESOLUTION APPROVING AND ADOPTING THE WASTEWATER FACILITIES PLAN FOR THE PURPOSE OF OBTAINING STATE REVOLVING LOAN FUNDING (SRF) FOR THE CONSTRUCTION OF MIAMI-DADE WATER AND SEWER DEPARTMENT WATER POLLUTION CONTROL FACILITIES; AND AUTHORIZING THE MAYOR OR HIS DESIGNEE TO SUBMIT PLAN TO THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION (Water & Sewer Department)

Forwarded to BCC with a favorable recommendation

Mover: Diaz

Seconder: GImenez

Vote: 6-0

Report: *Assistant County Attorney Armstrong-Coffey read the foregoing proposed resolution into the record.*

Commissioner Seljas asked Mr. John Renfrow, Director, Water and Sewer Department, to provide each commissioner with a list of all projects previously approved by the Commission.

Hearing no other questions or comments, the Committee proceeded to vote.

2S

072151 Bid Awards

CONTRACT AWARD RECOMMENDATION FOR SOUTH MIAMI HEIGHTS MAINTENANCE FACILITY BETWEEN WOLFBERG ALVAREZ & PARTNERS, INC AND MIAMI-DADE COUNTY- PROJECT NO: A06-WASD-01; CONTRACT NO: A06-WASD-01 (Water & Sewer Department)

Forwarded to BCC with a favorable recommendation

Mover: Diaz

Seconder: GImenez

Vote: 5-1

No: Martinez

2T

072159 Resolution

RESOLUTION AUTHORIZING EXECUTION OF AGREEMENTS WITH WASTE SERVICES OF FLORIDA, INC; WASTE MANAGEMENT INC OF FLORIDA; AND CASCADE ENGINEERING, INC. TO OBTAIN CURBSIDE COLLECTION AND HAULING; RECYCLING SERVICES, AND TO PURCHASE 64-GALLON ROLLING CARTS RESPECTIVELY, WAIVING THE REQUIREMENTS OF SECTIONS 2-8.3 AND 2-8.4 OF THE MIAMI-DADE COUNTY CODE, PERTAINING TO BID PROTESTS, BY A TWO-THIRD VOTE OF THE BOARD MEMBERS PRESENT, AUTHORIZING THE COUNTY MAYOR OR DESIGNEE AND AUTHORIZING THE COUNTY MAYOR OR DESIGNEE TO EXECUTE ALL NECESSARY AGREEMENTS FOR AND ON BEHALF OF MIAMI-DADE COUNTY AND TO EXERCISE ANY CANCELLATION AND RENEWAL PROVISIONS, AND TO EXERCISE ALL OTHER RIGHTS CONTAINED THEREIN CONTRACTS NO. 545A, 545B, AND CG-01-07 (Solid Waste Management Department)

*Deferred to no date certain**Mover: GImenez**Seconder: Edmonson**Vote: 6-0*

Report: *Assistant County Attorney Armstrong-Coffey read the foregoing proposed resolution into the record.*

Mr. Mitchell Bierman, 2525 Ponce De Leon Avenue, Attorney representing Waste Services, Inc., noted that Waste Services, Inc. had been recommended for the recycling collection and hauling contract and they were willing to provide recycling processing services to the County for the same terms as Waste Management, Inc.; that the County would have only one company to deal with for collection and hauling and processing services; and that Waste Services, Inc. would have to lay off several County residents if it lost the contract to process the County's recycling. He clarified that Waste Services, Inc. had acquired BFI's Miami assets.

In response to Commissioner Rolle's concern that he did not receive this proposal until earlier that morning, Chairwoman Seijas assumed responsibility for the Committee members receiving this proposal late.

Assistant County Attorney Benitez noted the County Attorney's Office had some suggestions to improve the County's contracting position, which delayed the distribution of the proposal.

Following comments by Commissioner Edmonson regarding the problems that the County had with

22

BFI, Commissioner Diaz questioned why this time sensitive proposal was presented at the last minute.

Assistant County Manager Roger Carlton clarified that the transitional process for new collection trucks was six (6) months; that the process for ordering 170,000 new rolling carts would take a long time; and that the existing contract was extended to December 31, 2007.

Commissioner Diaz noted the County Commission could extend the contract again, if necessary. He said he wanted to meet with certain vendors and ask some questions.

Responding to Commissioner Gimenez's inquiry regarding the effects of deferring this proposed resolution to the next Committee meeting, Assistant County Manager Carlton noted the existing contract would need to be extended an additional 90 days.

It was moved by Commissioner Gimenez that this proposed resolution be deferred to the next Committee meeting and that the existing recycling service contract be extended 90 days. This motion was seconded by Commissioner Edmonson.

In response to Commissioner Gimenez's motion to extend the existing recycling service contract, Assistant County Manager Roger Carlton noted he would prepare legislation for the July 24, 2007, County Commission meeting to extend the current County recycling contract for 90 days.

Following Commissioner Edmonson's inquiry regarding whether or not Waste Services, Inc. was a local vendor, Assistant County Manager Carlton clarified that Waste Services, Inc. conducted business in Florida and in the County and that its corporate offices were not in Florida.

Commissioner Martinez pointed out that some residents could not move the 64 gallon recycling cart that was being proposed. He pointed out that the County Commission had a contentious discussion yesterday (7/10) regarding BFI, and he expressed concern that the County Administration may have waited for the outcome of that discussion to distribute this proposal. He said he thought this proposed resolution would make the struggling recycling program much worse.

Commissioner Seijas asked Assistant County Manager Carlton to meet with each committee

member before September 11, 2007, to address any questions/concerns regarding this proposed resolution.

Mr. Michael Adams, 4701 NW 35th Avenue, World Waste Services, noted World Waste Services had been denied the opportunity to negotiate with the County.

Commissioner Gimenez expressed concern regarding the County Administration excluding companies when this request for proposal was an open, competitive process.

Assistant County Manager Carlton clarified that the selection committee did not recommend World Waste Services for negotiations.

Commissioner Rolle asked that Mr. Carlton be prepared to explain what Industry was responding to in this proposal.

Commissioner Diaz asked that Mr. Carlton be prepared to explain why the bulky waste pick up was not included in this proposal.

Hearing no other questions or comments, the Committee proceeded to vote.

3 COUNTY COMMISSION

3A

071124 Ordinance

Jose "Pepe" Diaz

ORDINANCE RELATING TO ANNEXATIONS BY CITY OF FLORIDA CITY, THE CITY OF HIALEAH GARDENS, THE TOWN OF MEDLEY AND THE CITY OF NORTH MIAMI; ELIMINATING ORDINANCE PROVISIONS REQUIRING PAYMENT OF MITIGATION TO THE COUNTY; AMENDING MIAMI-DADE COUNTY ORDINANCE NOS. 03-157 AND 04-76; APPROVING AMENDMENTS TO INTERLOCAL AGREEMENTS BETWEEN THE COUNTY AND SUCH MUNICIPALITIES TO PROVIDE FOR ELIMINATION OF MITIGATION AND AUTHORIZING THE COUNTY MAYOR TO EXECUTE SUCH AMENDMENTS; PROVIDING SEVERABILITY, EXCLUSION FROM THE CODE, AND AN EFFECTIVE DATE

Deferred to no date certain

Mover: Gimenez

Seconder: Edmonson

Vote: 4-0

Absent: Martinez, Diaz

3B

071926 Ordinance

Sally A. Heyman

ORDINANCE AMENDING SECTION 18-3 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA; REVISING PROCEDURES FOR PROCESSING OF SPECIAL TAXING DISTRICT PETITIONS BY REQUIRING PREFERENCE INDICATORS ON PETITIONS, ESTABLISHING PROCEDURES FOR REVISING PREFERENCE INDICATORS ON PETITIONS, AND VALIDATING OR REVALIDATING OF PETITIONS AND COUNTER PETITIONS; CLARIFYING REQUIREMENT FOR THE MAILING OF NOTICES PRIOR TO PUBLIC HEARINGS AND PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE

*Deferred to next committee meeting**Mover: Diaz**Seconder: Glimenez**Vote: 6-0*

Report: *Assistant County Attorney Armstrong-Coffey read the forgoing proposed ordinance into the record.*

The public hearing was opened. It was closed after no one appeared in response to Chairwoman Seljas' call for persons wishing to be heard.

Hearing no other questions or comments, the Committee proceeded to vote.

3C

071618 Ordinance

Natacha Seljas

ORDINANCE CREATING SECTION 2-8.2.11 OF THE MIAMI-DADE COUNTY CODE; AUTHORIZING THE COUNTY MAYOR OR HIS DESIGNEE TO ADVERTISE AND RECOMMEND AWARD CONTRACTS FOR DESIGN AND CONSTRUCTION OF VARIOUS IMPROVEMENTS; AUTHORIZING THE COUNTY MAYOR OR HIS DESIGNEE TO EXERCISE ALL CONTRACT TERMS, TO APPROVE EXTENSIONS OF CONTRACT TIME, WAIVE LIQUIDATED DAMAGES, NEGOTIATE AND SETTLE CLAIMS, AND APPROVE CHANGE ORDERS TO SUCH CONTRACTS; PROVIDING FOR APPROVAL OF SUCH CONTRACTS BY THE BOARD OF COUNTY COMMISSIONERS WITHOUT NEED FOR PRIOR COMMITTEE APPROVAL; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE

Amended

Report: *See Report Under Agenda Item 3C AMENDED, Legislative File No. 072231.*

3C AMENDED

072231

Ordinance

Natacha Seijas

ORDINANCE CREATING SECTION 2-8.2.11 OF THE MIAMI-DADE COUNTY CODE; AUTHORIZING THE COUNTY MAYOR OR HIS DESIGNEE TO ADVERTISE AND RECOMMEND AWARD CONTRACTS FOR DESIGN AND CONSTRUCTION OF VARIOUS IMPROVEMENTS; AUTHORIZING THE COUNTY MAYOR OR HIS DESIGNEE TO EXERCISE ALL CONTRACT TERMS, TO APPROVE EXTENSIONS OF CONTRACT TIME, WAIVE LIQUIDATED DAMAGES, NEGOTIATE AND SETTLE CLAIMS, AND APPROVE CHANGE ORDERS TO SUCH CONTRACTS; PROVIDING FOR APPROVAL OF SUCH CONTRACTS BY THE BOARD OF COUNTY COMMISSIONERS WITHOUT NEED FOR PRIOR COMMITTEE APPROVAL; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE [SEE ORIGINAL ITEM UNDER FILE NO. 071618]

Forwarded to the BCC by the BCC Chairperson with favorable recommendation with committee amendments

Mover: Seijas

Seconded: Edmonson

Vote: 6-0

Report: *Assistant County Attorney Armstrong-Coffey read the foregoing proposed ordinance into the record.*

The public hearing was opened. It was closed after no one appeared in response to Vice-Chairman Diaz's call for persons wishing to be heard.

Assistant County Attorney Henry Gillman read the correction to the scrivener's error into the record.

It was moved by Commissioner Seijas that the foregoing proposed ordinance be forwarded to the County Commission with a favorable recommendation, with committee amendment(s) to change the language in the second line of paragraph (c) on handwritten page 7 to: "subsections 2-8.2.11(a) and (b)," and paragraph (3) on handwritten page 7 to: "contracts pursuant to this section, ... this Chapter shall be heard...." This motion was seconded by Commissioner Edmonson, and upon being put to a vote, passed 6-0.

Chairwoman Seijas noted that Mr. John Renfrow, Director, Water and Sewer Department, would keep the County Commission apprised of the clear message and the specific group detailed in this ordinance.

Chairwoman Seijas noted she would prepare a memorandum requesting that Chairman Barreiro waive the Board's Rules and Procedures to allow this proposed ordinance to be considered at the July 24, 2007, County Commission Meeting.

3D

071736 Ordinance**Rebeca Sosa**

ORDINANCE RELATING TO RESIDENCY REQUIREMENTS FOR COMMUNITY COUNCIL CANDIDATES AND APPOINTEES; AMENDING SECTION 20-43 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA ("CODE"); PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE

Forwarded to BCC with a favorable recommendation

Mover: Martinez

Seconder: Gimenez

Vote: 6-0

Report: *Assistant County Attorney Armstrong-Coffey read the foregoing proposed ordinance into the record.*

The public hearing was opened. It was closed after no one appeared in response to Chairwoman Seijas' call for persons wishing to be heard.

It was moved by Commissioner Martinez that this proposed ordinance be forwarded with a favorable recommendation. This motion was seconded by Commissioner Gimenez.

In response to Chairwoman Seijas' question concerning the length of the residency requirement for Community Councils possibly being longer than the residency requirement for commissioners, Assistant County Attorney Armstrong-Coffey advised that the residency requirement for County Commissioners was one (1) year.

Pursuant to Commissioner Diaz's comments, Chairwoman Seijas asked that this proposed resolution be considered by the Governmental Operations and Environment Subcommittee before it was considered by the County Commission.

Following further discussion, the Committee proceeded to vote.

3E

071165 Ordinance

Governmental Operations and
Environment Committee

ORDINANCE RELATING TO INCORPORATIONS
SUSPENDING CONSIDERATION OF PROPOSED
INCORPORATIONS UNTIL RECEIPT AND
CONSIDERATION OF THE COUNTY MANAGER'S
REPORT UNDERTAKEN PURSUANT TO THIS
ORDINANCE; DIRECTING THE COUNTY MANAGER TO
PROVIDE A REPORT TO THE BOARD REGARDING
EFFORTS TO MAXIMIZE ANNEXATIONS AND
UPDATED FINANCIAL INFORMATION RELATED TO
THE NORTH CENTRAL DADE MUNICIPAL ADVISORY
COMMITTEE STUDY AREA; PROVIDING
SEVERABILITY, EXCLUSION FROM THE CODE, AND
AN EFFECTIVE DATE

*Forwarded to BCC with a favorable
recommendation*

Mover: Gimenez

Seconder: Diaz

Vote: 6-0

Report: *Assistant County Attorney Armstrong-Coffey read
the foregoing proposed ordinance into the record.*

*The public hearing was opened and the following
individuals appeared before the Committee:*

- 1. Mr. Mack Samuel, 8951 NW 8 Avenue, spoke in
opposition;*
- 2. Ms. Beverly Gerald, 14271 SW 74 Court, spoke
in opposition;*
- 3. Mr. Stan Hills, 8000 NW 21 Street, provided
information;*
- 4. Mr. Carl Johnson, 93rd Street Baptist Church,
spoke in opposition.*

*The public hearing was closed after no other
person appeared in response to Chairwoman
Seijas' call for persons wishing to be heard.*

*Commissioner Rolle noted that he was not
opposed to incorporation of the North Central
Area; and that the necessary tax base did not exist
in that area to incorporate.*

*It was moved by Commissioner Gimenez that this
proposed ordinance be forwarded with a favorable
recommendation. This motion was seconded by
Commissioner Martinez.*

*Following further discussion regarding the
deadline for the County Manager's report, the
Committee consented to insert on handwritten
page 5, Section 2: "90 days," as the deadline for
the written report.*

Commissioner Diaz asked Assistant County

Manager Roger Carlton to meet with him as soon as possible to discuss municipal annexation for the four cities in his district

Commissioner Rolle pointed out that this proposed ordinance included a provision to bring back updated financial numbers for the North Central Area.

Hearing no other questions or comments, the Committee proceeded to vote.

3F

071716 Resolution**Katy Sorenson**

RESOLUTION DIRECTING THE COUNTY MANAGER TO CREATE A SYSTEM FOR ALLOCATING WATER SUPPLY NEEDED TO SERVE NEW DEVELOPMENT AND DIRECTING THE MANAGER TO REVIEW THE ANTICIPATED WATER USES FOR VARIOUS RESIDENTIAL, COMMERCIAL, AND INDUSTRIAL DEVELOPMENT

*Deferred to no date certain**Mover: Edmonson**Seconder: Glmenez**Vote: 4-0**Absent: Martinez, Diaz*

3G

072052 Resolution**Sen. Javier D. Souto,****Rebeca Sosa**

RESOLUTION COMMENDING THE GOVERNOR, MEMBERS OF THE FLORIDA LEGISLATURE, THE FLORIDA DEPARTMENT OF TRANSPORTATION, AND THE MIAMI-DADE EXPRESSWAY AUTHORITY FOR PROVIDING FOR THE INSTALLATION OF GUARDRAILS ALONG BODIES OF WATER AND IN ROADWAY MEDIANS IN MIAMI-DADE COUNTY, FLORIDA

*Forwarded to BCC with a favorable recommendation**Mover: Glmenez**Seconder: Edmonson**Vote: 6-0*

3H

072025 Resolution**Bruno A. Barreiro,****Sally A. Heyman**

RESOLUTION DIRECTING THE COUNTY MANAGER TO OBTAIN AN INDEPENDENT ASSESSMENT STUDY AND REPORT CONCERNING BEACH EROSION CONTROL STRUCTURES IN MIAMI BEACH

*Forwarded to BCC with a favorable recommendation**Mover: Glmenez**Seconder: Edmonson**Vote: 6-0***4 COUNTY MANAGER**

4A

071768 Resolution

RESOLUTION AUTHORIZING THE COUNTY MAYOR OR HIS DESIGNEE TO CONDUCT COUNTY BUSINESS DURING THE BOARD OF COUNTY COMMISSIONERS' SUMMER 2007 RECESS; THE AUTHORIZATION PERIOD WILL BEGIN AT THE ADJOURNMENT OF THE JULY 24, 2007 BOARD OF COUNTY COMMISSIONERS' MEETING AND CONCLUDE AUGUST 24, 2007; AND SUBSEQUENTLY ALL ITEMS WILL BE SUBMITTED TO THE BOARD FOR RATIFICATION AT THE OCTOBER 2, 2007 BOARD OF COUNTY COMMISSIONERS MEETING (County Manager)

Amended

Report: *See Report Under Agenda Item 4A AMENDED, Legislative File No. 072223.*

4A AMENDED

072223 Resolution

RESOLUTION AUTHORIZING THE COUNTY MAYOR OR HIS DESIGNEE TO CONDUCT COUNTY BUSINESS DURING THE BOARD OF COUNTY COMMISSIONERS' SUMMER 2007 RECESS; THE AUTHORIZATION PERIOD WILL BEGIN AT THE ADJOURNMENT OF THE JULY 24, 2007 BOARD OF COUNTY COMMISSIONERS' MEETING AND CONCLUDE AUGUST 24, 2007; AND SUBSEQUENTLY ALL ITEMS WILL BE SUBMITTED TO THE BOARD FOR RATIFICATION AT THE OCTOBER 2, 2007 BOARD OF COUNTY COMMISSIONERS MEETING [SEE ORIGINAL ITEM UNDER FILE NO. 071768] (County Manager)

Forwarded to the BCC by the BCC Chairperson with favorable recommendation with committee amendments

Mover: Gimenez

Seconder: Diaz

Vote: 6-0

Report: *Assistant County Attorney Armstrong-Coffey read the foregoing proposed resolution into the record.*

It was moved by Commissioner Gimenez that the foregoing proposed resolution be forwarded to the County Commission with a favorable recommendation with committee amendment(s) to delete the following language: "any time critical issues that would normally require action by the Board." This motion was seconded by Commissioner Diaz.

Hearing no other questions or comments, the Committee proceeded to vote.

Chairwoman Seijas noted she would prepare a memorandum requesting that Chairman Barreiro waive the Board's Rules and Procedures to allow this proposed resolution to be considered at the July 24, 2007, County Commission Meeting.

4B

071836 Resolution

RESOLUTION AUTHORIZING THE APPROVAL OF THIRTY-SEVEN (37) GRANTS FROM BUILDING BETTER COMMUNITIES GENERAL OBLIGATION BOND PROGRAM NOT-FOR-PROFIT COMMUNITY ORGANIZATION CAPITAL FUND – PROJECT NUMBER 223 TO TROPICAL AUDUBON SOCIETY, INC., DAILY BREAD FOOD BANK, GOLD COAST RAIL ROAD MUSEUM, SEMINOLE CULTURAL ART THEATRE, UPPER ROOM ASSEMBLY, INC., MIAMI HISPANIC BALLET THEATER, JEWISH MUSEUM OF FLORIDA, HABITAT FOR HUMANITY OF GREATER MIAMI, NANAY, INC., SPINAL CORD LIVING-ASSISTANCE DEVELOPMENT, BAY POINT SCHOOLS, COALITION OF FARM WORKER ORGANIZATION, INC., YWCA OF GREATER MIAMI DADE, INC., UNITED WAY OF MIAMI-DADE, WDNA - 88.9 FM COMMUNITY PUBLIC RADIO, CENTER FOR HAITIAN STUDIES, THE CHILDREN'S PSYCHIATRIC CENTER, ASSOCIATION FOR THE DEVELOPMENT OF THE EXCEPTIONAL, CARE RESOURCE, COMMUNITY SERVICES CENTER, INC., BAY OAKS HOME FOR THE AGING, INC., BAKEHOUSE ART COMPLEX, INC., SOUTH FLORIDA URBAN MINISTRY, CAMILLUS HOUSE, GALATA, INC., ASPIRA OF FLORIDA, MIAMI CHILDREN MUSEUM, AMERICAN RED CROSS, BOYS & GIRLS CLUB OF MIAMI, HOPE CENTER, INC., YMCA OF GREATER MIAMI, SUNRISE COMMUNITY, INC., THE ALTERNATIVE PROGRAMS, INC., CENTRO CAMPESINO FARM WORKER CENTER, INC., UNIDAD OF MIAMI BEACH, INC., WORLD LITERACY CRUSADE OF FLORIDA, AND CITIZENS FOR A BETTER SOUTH FLORIDA; APPROVING TERMS OF AND AUTHORIZING EXECUTION OF GRANT AGREEMENTS BY THE MAYOR OR HIS DESIGNEE; AND AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXERCISE THE CANCELLATION PROVISIONS CONTAINED THEREIN (County Manager)

Forwarded to BCC with a favorable recommendation

Mover: Martinez

Second: Gimenez

Vote: 6-0

Report: *Assistant County Attorney Armstrong-Coffey read the foregoing proposed resolution into the record.*

Vice-Chairman Diaz opened the meeting for public input and the following individuals appeared to speak in connection with the foregoing proposed resolution:

- 1. Ms. Rose Tydus, Opa-Locka City Commissioner;*
- 2. Ms. Martine Theodore, Fann Haitian nan Miami, 8325 NE 2 Avenue;*
- 3. Mr. David Chiverton, Miami/Miami-Dade Weed and Seed, 100 NE 84 Street;*
- 4. Ms. Jannie Russell, 3869 NW 125 Street;*

5. Ms. Ella Cobbs, 3362 NW 151 Terrace;
6. Mr. Lars Gilberts, 2850 SW 27 Avenue;
7. Mr. Mario Ernesto Sanchez, 744 SW 8 Street;
- and
8. Ms. Helena Del Monte, Association for the Development of the Exceptional.

Vice-Chairman Diaz advised Ms. Tydus that she should speak with Mr. Roger Hernstadt, Director, Office of Capital Improvements, for assistance with her concerns regarding the grants from the Building Better Communities General Obligation Bond Program Not-For-Profit Community Organization Capital Fund.

Vice-Chairman Diaz suggested Mr. Chiverton speak with staff to address his concerns. Vice-Chairman Diaz clarified that this proposed resolution provided for capital improvement grants and not social services.

It was moved by Commissioner Martinez that this proposed resolution be forwarded with a favorable recommendation. This motion was seconded by Commissioner Gimenez.

Mr. Hernstadt, clarified that the County Administration held two public meetings to discuss all the rules and that Small Community Based Organizations received 23% of the funds.

Hearing no other questions or comments, the Committee proceeded to vote.

5 COUNTY ATTORNEY

6 CLERK OF THE BOARD

6A

071979 Report

CLERK'S SUMMARY OF MINUTES FOR
GOVERNMENTAL OPERATIONS AND ENVIRONMENT
COMMITTEE MEETING RE: JUNE 12, 2007 (Clerk of the
Board)

Accepted
Mover: Martinez
Second: Gimenez
Vote: 6-0

7 REPORTS

Governmental Operations and Environment Committee

CLERK'S SUMMARY OF

Meeting Minutes

Wednesday, July 11, 2007

7A

071950 Report

SUNSET REVIEW OF COUNTY BOARD FOR 2007 -
MIAMI-DADE COUNTY BOARD DOCKING AND BOAT
STORAGE FACILITIES ADVISORY COMMITTEE

*Deferred to the next subcommittee
meeting*

Mover: Edmonson

Second: Diaz

Vote: 6-0

Report: *The foregoing proposed Report was deferred to
the July 23, 2007, Governmental Operations and
Environment Subcommittee meeting at 1:00 pm.*

7B

071951 Report

SUNSET REVIEW OF COUNTY BOARDS -
ENVIRONMENTAL QUALITY CONTROL BOARD (EQCB)

*Deferred to the next subcommittee
meeting*

Mover: Edmonson

Second: Diaz

Vote: 6-0

Report: *The foregoing proposed Report was deferred to
the July 23, 2007, Governmental Operations and
Environment Subcommittee meeting at 1:00 pm.*

7C

071955 Report

SUNSET REVIEW OF COUNTY BOARDS - LAND
ACQUISITION SELECTION COMMITTEE

*Deferred to the next subcommittee
meeting*

Mover: Edmonson

Second: Diaz

Vote: 6-0

Report: *The foregoing proposed Report was deferred to
the July 23, 2007, Governmental Operations and
Environment Subcommittee meeting at 1:00 pm.*

7D

071977 Report

STORM DRAIN CLEANING REPORT NO. 5 (County
Manager)

Accepted

Mover: Martinez

Second: Glmenez

Vote: 6-0

7E

072054 Report

REPORT RE: CONSTRUCTION SEQUENCING PLAN FOR
NW 87 AVENUE FROM NW 154 STREET TO NW 186
STREET [SEE AGENDA ITEM NO. 2M] (County Manager)

Accepted
Mover: Martinez
Seconder: Glimenez
Vote: 6-0

Report: *Chairwoman Seijas noted she would prepare a memorandum requesting that Chairman Barreiro waive the Board's Rules and Procedures to allow this proposed report to be considered at the July 24, 2007, County Commission Meeting.*

8 ADJOURNMENT